

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINES & MINERALS –1st Renewal of Mining Lease for Iron Ore, Red Oxide, Quartz (Silica), Steatite, Natural Clay and Yellow Ochre over an extent of 19.00 hectares in Sy.No. Compartment No. 77 of Emboy R.F., Ramallakota Beat, Kurnool Section and Range, Kurnool District for a period of 21 years 7 months i.e. from 3.3.1992 in favour of Sri P.B. Joshi, M/s. B.V. Joshi Mines and Minerals - Sanctioned - Orders - Issued.

INDUSTRIES & COMMERCE (Mines-I) DEPARTMENT

G.O.Ms.No. 43

Dated: 06-02 -2009.
Read the following:-

1. G.O.Ms.No. 4035, Ind. & Com., Dept., Dt. 4-9-1953.
2. From the DMG File.No. 32145/R4-2/2003, dt. 28-1-2009.

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ORDER:

In the reference 1st read above Government have granted Mining Lease Iron Ore, Red Oxide, Quartz (Silica), Steatite, Natural Clay and Yellow Ochre over an extent of 19.00 hectares in Sy.No. Compartment No. 77 of Emboy R.F., Ramallakota Beat, Kurnool Section and Range, Kurnool District, for a period of 30 years, in favour of Sri P.B. Joshi.

2. In the reference 2nd read above the Director of Mines and Geology, Hyderabad has stated that originally the mining lease was granted for 30 years vide G.O.Ms.No. 4035 (Development Department) dt. 4-9-1953 and the lease deed was executed on 31-10-1953. The lease period was expired on 30-10-1983. The lessee applied for Renewal of Mining Lease on 22-9-1982 i.e., well within 12 months before expiry of the lease as per Rule 24 A(1) of Mineral Concession Rules, 1960. The lessee has worked the mine up to 1991 based on the Hon'ble High Court orders and subsequently the Forest Department have stopped the mining operations w.e.f. 03-03-1992. The Govt. vide Memo. No. 19141/MI(1)/2002-2, dt. 17-1-2003 have rejected the Renewal of Mining Lease application of Sri P.B. Joshi Legal heir of Late B.V. Joshi basing on the DFO, Kurnool report and non submission of Mineral Revenue Clearance Certificate. Sri P.B. Joshi has filed a revision application before the Government of India against the Government rejection orders. The Government of India vide its order No. 4/2006, dt. 15-2-2006 have set aside the State Government rejection orders and directed to give an opportunity of hearing to the petitioner and thereafter decided the case in accordance with the provisions of law. The Government vide G.O.Ms.No. 161, Environment Forest Science and Technology (for-I) Department, dt. 16-12-2008 have accord permission for 19.00 hectares for renewal for a period of 20 years co-terminus with the lease granted under Mines and Minerals (Development and Regulation) Act, 1957. Further the applicants have submitted Approved Mining Plan for grant of his Renewal of Mining Lease application. He has further informed that the mining operations have been continued further pending disposal of renewal application, by virtue of Hon'ble High Court Orders dt. 20-8-1985. The Mining operations were continued till 1991. The mining operations were suspended from 3-3-1992 onwards in pursuance of the orders of Hon'ble High Court in W.A. No. 110/92, dt. 12-2-2000 filed by the Divisional Forest Officer, Kurnool.. He has informed that there is no dues of mineral revenue as on 31-3-2006. Since the lease is not in force no further assessment are made and hence no arrears have been accrued. As such there are no arrears in respect of the said lease. The lessee has worked the mine after expiry of Mining Lease based on the Hon'ble High Court orders from 01-11-1983 to 02-03-1992 for a period of 8 years 5 months, the same period shall be deducted from the 30 years. Hence the net renewal period comes to 21 years 7 months w.e.f. 03-03-1992.

3. The Director of Mines and Geology has recommended for grant of 1st Renewal of Mining Lease for Iron Ore, Red Oxide, Quartz (Silica), Steatite, Natural Clay and Yellow Ochre over an extent of 19.00 hectares in Sy.No. Compartment No. 77 of Emboy R.F.,

Contd...2..

Ramallakota Beat, Kurnool Section and Range, Kurnool District, for a period of 21 years, 7 months w.e.f. 03-03-1992 (excluding the period from 1-11-83 to 2-3-1992 for a period of 8 years 5 months in which the lessee has already worked after expiry of M.L i.e. from 30-10-1983 based on the High Court orders), under Rule 24 A(2) of Mineral Concession Rules, 1960 in favour of Sri P.B. Joshi, M/s. B.V. Joshi Mines and Minerals, subject to submission of Consent for Establishment from A.P. Pollution control Board and Environmental Clearance from the Government of India under Environmental Impact Assessment as per S.O. 1533, dated 14-9-2006.

4. Government hereby grant 1st Renewal of Mining Lease for Iron Ore, Red Oxide, Quartz (Silica), Steatite, Natural Clay and Yellow Ochre over an extent of 19.00 hectares in Sy.No. Compartment No. 77 of Emboy R.F., Ramallakota Beat, Kurnool Section and Range, Kurnool District, for a period of 21 years, 7 months w.e.f. 03-03-1992 (excluding the period from 1-11-83 to 2-3-1992 for a period of 8 years 5 months, the same period shall be deducted from the 30 years in which the lessee has already worked the after expiry of Mining Lease i.e. from 30-10-1983 based on the High Court orders,) under Rule 24 A(2) of Mineral Concession Rules, 1960 in favour of Sri P.B. Joshi, M/s. B.V. Joshi Mines and Minerals, subject to the provisions of Mines and Minerals (Development & Regulation) Act, 1957 and the rules made there under in general, subject to the conditions in Form-K prescribed under the Mineral Concession Rules, 1960 and also subject to submission of Consent for Establishment from A.P. Pollution control Board and Environmental Clearance from the Government of India under Environmental Impact Assessment as per S.O. 1533, dt. 14-9-2006 and to the additional conditions specified in the Appendix to this order.

5. The rates of royalty, dead rent and surface rent and water charges shall be collectable as follows, **or as revised by the Government from time to time.**

I. Rates of Royalty:

IRON ORE:-

(i) Lumps: (a) with 65 percent Fe content or more	Twenty seven rupees per tonne.
(b) with 62 percent Fe content or more but less than 65 per cent Fe content	Sixteen rupees per tonne.
(c) with less than 62 per cent Fe content	Eleven rupees per tonne.
(ii) Fines: (a) with 65 per cent Fe content or more	Nineteen rupees per tonne.
(b) with 62 percent Fe content or more but less than 65 per cent Fe content	Eleven rupees per tonne.
(c) with less than 62 per cent Fe content	Eight rupees per tonne.
(iii) Concentrates: Prepared by beneficiation and or concentration of low grade ore containing 40 per cent Fe or less	Four rupees per tonne.

Red Oxide:	Ten percent of Sale price on ad valorem basis
Quartz (Silica):	Twenty rupees per tonne
Steatite:	Fifteen per cent of sale price on ad valorem basis
Natural Clay:	Twelve per cent of sale price on ad valorem basis.
Yellow Ochre:	Fifteen Rupees per tonne.

II. Dead rent:

(Rates of Dead rent in Rupees per hectare per annum)

First two years of lease	3 rd year onwards
100/-	400/-

III. Surface rent and Water charges and Cess: As fixed by the Government from time to time.

6. The grantee should pay a deposit of Rs.10,000/- as prescribed under rule 32 of the Mineral Concession Rules, 1960 before the lease is actually executed.
7. The grantee should execute the lease deed within the time limit specified in Rule 31 of Mineral Concession Rules, 1960.
8. The terms and conditions referred to in para 1 of this order are subject to such further modifications, additions and alterations as may be ordered before the lease deed is executed.
9. The Director of Mines and Geology is requested to take necessary further action for the execution of the lease deed after satisfying himself that the grantee fulfils all the required provisions of the amended Act and Rules. As soon as the deed is executed, the date of such execution should be reported to the Government.
10. The grant is liable for cancellation should it be found that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud or in excess of authority.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SECRETARY TO GOVERNMENT

To

Sri P.B. Joshi,
24, Devaki Chambers,
Paradise, S.D. Road,
Secunderabad – 500 003 (By RPAD).

Copy to:

The Director of Mines and Geology, Hyderabad. (w.e. file)
The Assistant Director of Mines and Geology, Kurnool.
The District Collector, Kurnool.
The Secretary, Govt. of India, Min. of Mines, Dept. of Mines, New Delhi.
The Controller General, IBM, Nagpur.
The Director General, Mines Safety, Dhanbad, Bihar.
The Regional Controller of Mines, Koti, Hyderabad.
The Industries & Commerce (IF) Deptt., (2 copies)
SF/SCs.

(“Copy of this order is available on internet and can be accessed at address
<http://www.ap.gov.in/goir>”)

//FORWARDED :: BY ORDER//

SECTION OFFICER